

Attorney Docket No. P36312-02

**IN THE UNITED STATES AND TRADEMARK OFFICE**

In re Application of	Wataru Ikeda et al.	Customer No:	42212
Application No.	10/573,137	Art Unit:	2621
Filing Date:	Sept. 18, 2006	Examiner:	Dazenski
Title:	PLAYBACK APPARATUS, PROGRAM AND PLAYBACK METHOD		

**SUBSTANCE OF THE INTERVIEW**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The applicants submit this communication to fulfill their responsibility to make the substance of an interview of record in the application file.

The applicants' representative (the undersigned) and Examiner Dazenski had a telephonic interview on 11 December 2009 to discuss the outstanding rejection of claims 6 and 10 under 35 U.S.C. 101. The applicants proposed canceling claim 10 and amending claim 6 to recite *inter alia* a method of recording onto a recording medium including: generating volume data including said index table, operation mode objects, playlists and applications; and recording the volume data onto a recording medium. The applicants indicated that at least pgs. 90-91 provided support for such an amendment. However, as noted in the Examiner's Summary Sheet of 21 December

2009, the examiner disagreed with the applicants' position. The applicants agreed to an Examiner's Amendment in which claim 6 is amended to recite the computer readable medium as "non-transitory". Further, the applicants agreed that an embodiment of the computer readable medium is the instruction ROM 24.

The applicants thank the examiner for the courtesies extended to the undersigned during the telephonic interview of 11 December 2009.

The applicants submit that this application is in condition for allowance. A timely notice to that effect is respectfully requested. If questions relating to patentability remain, the examiner is invited to contact the undersigned by telephone.

Respectfully submitted,

/Kerry S. Culpepper/  
December 22, 2009  
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